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PTO/SB/31 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT of COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid O Docket Number (Optional) NOTICE OF APPEAL FROM THE EXAMINER TO THE **BOARD OF PATENT APPEALS AND INTERFERENCES** 100718-177/ Beiersdorf 621 KGB In re Application of GERHARD BENNER, ET AL. Application Number Filed 09/582,119 June 22, 2000 For Cosmetic or PharmaceuticalPreparations with a Less cicky Feel, Containing Glycerin Esters of &-Hydroxy Carboxylic Acids and Saturated Fatty Acids **Group Art Unit** Examiner 1617 A Berman Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, February 21, 2002 , rejecting the following claims: 9-14 in this application. The fee for this Notice of Appeal is (37 CFR 1.17(b)) 320.00 Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Commissioner has already been authorized to charge fees in this application to a 冈 Deposit Account. I have enclosed a duplicate copy of this sheet. The Commissioner is hereby authorized to charge any fees which may be required, or credit X any overpayment to Deposit Account No. 14-1263 . I have enclosed a duplicate copy of this sheet. XA petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on P/TO-2038. I am the 08/28/2002 BNGUYEN1 00000052 141263 applicant/inventor. 01 FC:119 320.00 CH assignee of record of the entire interest. See 37 CFR Signature 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) **KURT G. BRISCOE** attorney or agent of record. Typed or printed name attorney or agent acting under 37 CFR 1.34(a). August 21, 2002 Registration number if acting under 37 CFR 1.34(a).\_\_\_\_ 33,141 NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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